

## Assessment of Public Comment

During the public comment period, the Board received two comments.

The first comment disagreed with the proposal entirely but offered no suggestions, asking what the point of the proposal was and whether it was a publicity stunt. Because this proposal implements billing guidance for the amendments to Workers' Compensation Law section 13-b allowing treatment by residents and fellows under the supervision of an authorized provider, no change has been made in response to this comment.

The second comment requested clarification about who testifies for a claimant who was treated by a resident or fellow. Because the Board anticipates that residents and fellows will rarely (if ever) be asked to testify, whether their testimony is required in a claim will be determined by the Workers' Compensation Law Judge on a case by case basis, so no change has been made in response to this comment.

### Changes made:

- None